

AIR MAIL

518 Rec'd PCT 10 AUG 2001

FORM PTO-1390
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

35106/GM/1p

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

Still unknown 09/913317

INTERNATIONAL APPLICATION NO.
PCT/EP00/01476INTERNATIONAL FILING DATE
FEBRUARY 23, 2000PRIORITY DATE CLAIMED
FEBRUARY 24, 1999**TITLE OF INVENTION SOD COMPRISING AGRICULTURAL COMPONENTS PARTICULARLY FOR FORMING
LAWNS, AND METHOD FOR PRODUCING IT**APPLICANT(S) FOR DO/EO/US
Maximiliano ZENTI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: redrafted claims 22 to 42 for entering the preliminary amendment

U.S. APPLICATION NO. (if known) **91331** INTERNATIONAL APPLICATION NO. **PCT/EP00/01476**ATTORNEY'S DOCKET NUMBER
35106/GM/1p21. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO \$1000.00International preliminary examination fee (37 CFR 1.482) not paid to
USPTO but International Search Report prepared by the EPO or JPO \$860.00International preliminary examination fee (37 CFR 1.482) not paid to USPTO
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00International preliminary examination fee (37 CFR 1.482) paid to USPTO
but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00International preliminary examination fee (37 CFR 1.482) paid to USPTO
and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS PTO USE ONLY

\$ 860.=

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS

NUMBER FILED

NUMBER EXTRA

RATE

\$

Total claims

21 - 20 =

1

x \$18.00

\$ 18.=

Independent claims

2 - 3 =

x \$80.00

\$

MULTIPLE DEPENDENT CLAIM(S) (if applicable)

+ \$270.00

\$

TOTAL OF ABOVE CALCULATIONS =

\$ 878.=

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above
are reduced by 1/2.

+

\$ 439.=

SUBTOTAL =

\$ 439.=

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 439.=

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 439.=

Amount to be
refunded:

\$

charged:

\$

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 13-3860 in the amount of \$ 439.= to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 13-3860. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card
information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR
1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

MODIANO & ASSOCIATI

Via Meravigli, 16

20123 MILANO - ITALY

EUROPE

Tel. (003902) 85.90.7777

Milano, Italy - August 7, 2001

SIGNATURE

Guido MODIANO

NAME

19,928

REGISTRATION NUMBER



09/913317 PCT\$
533 Rec'd PCT/PTO 10 AUG 2001

MODIANO, JOSIF, PISANTY & STAUB

EUROPEAN PATENT ATTORNEYS** U.S. PATENT AGENTS*

Via Meravigli, 16 - I-20123 MILANO - ITALY

Phone IT+02+85907777

Fax IT+02+863860

DR. ING. G. MODIANO* ** (Reg. No. 19,928)

DR. ING. A. JOSIF* ** (Reg. No. 22,917)

DR. ING. M. PISANTY*

DR. ING. G. STAUB*

Daniel J. O'BYRNE**

(Reg. No. 36,625)

DR. ING. N. ZANOTTI*

S. L. A. MODIANO*

Milan, Italy - August 7, 2001

RE: New U.S. Patent Application in
the name of Maximiliano ZENTI to be filed
as confirmation of application No.
PCT/EP00/01476 of February 23, 2000

Agent's docket: 35106/GM/lp

Hon.

COMMISSIONER OF PATENTS AND TRADEMARKS

BOX P.C.T.

WASHINGTON 20231 D.C. - U.S.A.

Sir,

Applicant desires processing of the above International Application in the national U.S. phase under P.C.T..

This is to enclose:

- 1) Transmittal letter, in duplicate; Authorisation (Form PTO-1390) to collect US \$ 439.=-;
- 2) Independent Inventor Declaration claiming Small entity Status;
- 3) Specification and claims with combined Declaration and Power of Attorney, duly signed on August 3, 2001 and attached thereto for the above Patent Application;
- 4) Two formal drawings accompanying the specification;
- 5) Preliminary Amendment with new claims 22 to 42;

We further enclose the following documents

- 6) Notification of the International Application number and of the International filing date + Request;

- 7) Notification concerning submission or transmittal of Priority Document;
- 8) Notification of transmittal of the International Search Report or the Declaration;
+ International Search Report and cited references;
+ Information Disclosure Statement under 37 CFR 1.97(b);
- 9) Copy of publication of International Application;
- 10) Demand;
- 11) Notification of receipt of Demand;
- 12) Written Opinion;
- 13) Communication regarding extension of time limit;
- 14) Applicant's response to the Written Opinion;
- 15) Notification of transmittal of the International Preliminary Examination Report.

The priority date of the Italian Patent Application N. VR99A000021 of February 24, 1999 is respectfully claimed. The Certified Copy was submitted at WIPO on April 6, 2000.

Please place of record in the file the enclosed papers and kindly acknowledge receipt thereof.

Will you please collect immediately the credit specified in the deposit account order, so as to allow the Application to receive an earliest filing date, however within:

AUGUST 24, 2001.

Thanking you in advance,

Respectfully submitted



Guido MODIANO
(Reg. No. 19,928)